

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

IN RE MEDTRONIC, INC.  
SPRINT FIDELIS LEADS PRODUCTS  
LIABILITY LITIGATION

MDL NO. 08-1905 (RHK/JSM)

**PLAINTIFFS' LEAD COUNSEL'S  
MOTION TO DISMISS**

This documents relates to:

**Bennington et al. v. Medtronic, Inc. et al.  
08-cv-05826**

PLEASE TAKE NOTICE that Plaintiffs' Lead Counsel hereby moves the Court to enter an Order for Dismissal, as set forth below:

1. Pursuant to the confidential Adjustment to Master Settlement Agreement (hereinafter, the "MSA"), Medtronic and Plaintiffs' Lead Counsel agreed to settle certain cases related to the Medtronic Sprint Fidelis Leads at issue in the above-captioned MDL.

2. Pursuant to the MSA and Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiffs' Lead Counsel hereby moves for dismissal with prejudice of the above-referenced matter as to the following plaintiffs:

<b><u>Last Name</u></b>	<b><u>First Name</u></b>
Bennington	Patricia
Churchwell	Lynda
Cotsakis, Jr.	George
Garcia	Joyce
Whitlow	Thomas
Williamson	Nancy

Dated: June 6, 2011

s/Daniel E. Gustafson  
Daniel E. Gustafson (#202241)  
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*Plaintiffs' Lead Counsel*